

Introduced: 1/18/83  
Referred: Community and Regional  
Affairs and Finance

1 IN THE SENATE

BY SACKETT AND FERGUSON

2

SENATE BILL NO. 37

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to state aid for municipalities and  
7 other recipients; and providing for an effective  
8 date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 \* Section 1. AS 29.95.020(a) is amended to read:

11 (a) A Native village government qualifying for an entitlement  
12 under AS 29.89.050 shall receive a minimum payment of \$100,000 plus an  
13 area cost-of-living differential for each fiscal year. A municipality  
14 qualifying for an entitlement under AS 29.88 or AS 29.89 shall receive  
15 a minimum payment of \$100,000 [\$25,000] plus an area cost-of-living  
16 differential for each fiscal year if:

17 (1) the municipality has conducted a regular election under  
18 AS 29.28.010 - 29.28.050 during the fiscal year preceding the year for  
19 which payment of an entitlement is authorized by AS 29.88 or AS 29.89  
20 and has reported the results of the election to the commissioner of  
21 the Department of Community and Regional Affairs;

22 (2) regular council meetings are held in the municipality  
23 in accordance with the requirements of AS 29.23.210 during the fiscal  
24 year preceding the year for which payment of an entitlement is autho-  
25 rized by AS 29.88 or AS 29.89 and a record of the proceedings is  
26 maintained;

27 (3) a municipal budget has been adopted for the fiscal year  
28 during which payment of an entitlement is authorized by AS 29.88 or  
29 AS 29.89 and an audit or financial statement for the preceding fiscal

1 year has been prepared and furnished to the Department of Community  
2 and Regional Affairs in accordance with AS 29.23.560(a); and

3 (4) local ordinances adopted by the governing body of the  
4 municipality have been codified in accordance with AS 29.48.180.

5 \* Sec. 2. AS 29.95.020(b) is amended to read:

6 (b) The area cost-of-living differential payable to each munici-  
7 pality and Native village government under this section shall be  
8 determined annually by election district under the provisions of  
9 AS 39.27.030. Except as provided in AS 29.95.030, application of the  
10 area cost-of-living differential may not result in a payment which is  
11 less than the minimum payment determined under (a) of this section.  
12 For purposes of this subsection, the election districts used are those  
13 designated by the proclamation of reapportionment and redistricting of  
14 December 7, 1961, and retained for the house of representatives by  
15 proclamation of the governor September 3, 1965.

16 \* Sec. 3. AS 29.95.020(c) is amended to read:

17 (c) The Department of Community and Regional Affairs shall pay  
18 to each Native village government eligible to receive a minimum pay-  
19 ment under this section an amount equal to the difference between the  
20 minimum payment determined under (a) and (b) of this section and the  
21 amount payable for the same fiscal year under AS 29.88.050. The  
22 Department of Community and Regional Affairs shall pay to each munici-  
23 pality eligible to receive a minimum payment under this section an  
24 amount equal to the difference between the minimum payment determined  
25 under (a) and (b) of this section and the sum of the amounts payable  
26 for the same fiscal year under AS 29.88 and AS 29.89.

27 \* Sec. 4. AS 29.95 is amended by adding a new section to read:

28 Sec. 29.95.040. BASIC ASSISTANCE. (a) For the fiscal year  
29 ending July 30, 1984 and for each fiscal year thereafter, a

1       municipality or Native village government is entitled to receive as  
2       basic assistance at least the amount it qualified to receive under  
3       AS 29.88, AS 29.89, AS 29.95.020, and former AS 43.20.016 during the  
4       fiscal year ending June 30, 1982.

5               (b) The Department of Community and Regional Affairs shall pay  
6       to each municipality and Native village government eligible to receive  
7       basic assistance under this section an amount equal to the difference  
8       between the amount it qualified to receive under AS 29.88, AS 29.89,  
9       AS 29.95.020, and former AS 43.20.016 during the fiscal year ending  
10       June 30, 1982 and the amount it received under AS 29.88, AS 29.89, and  
11       AS 29.95.020 during the fiscal year for which the basic assistance is  
12       computed.

13              (c) Payments under this section shall be made from the money  
14       allocated to the tax equalization account established in AS 29.88.035  
15       after payment from that account of all entitlements under AS 29.88 and  
16       AS 29.95.020. If money allocated to the tax equalization account is  
17       not sufficient to fully fund all basic assistance payments, the money  
18       available shall be prorated and distributed to each eligible municipi-  
19       pality and Native village government.

20       \* Sec. 5. AS 43.20.016 is repealed.

21       \* Sec. 6. This Act takes effect July 1, 1983.